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**OFFICE OF PETITIONS**

In re Application of  
Richard Shann, et al.  
Application No. 09/714,804  
Filed: November 16, 2000  
Attorney Docket No. S1022/8572

ON PETITION

This is a renewed decision on the petition under 37 CFR 1.137(b), filed May 25, 2004, to revive the above-identified application.

The petition is GRANTED.

The above-identified application became abandoned for failure to submit oath or declaration in a timely manner in reply to the Notice To File Missing Parts of NonProvisional Application mailed March 2, 2001, which set a shortened statutory period for reply of two(2) months. Accordingly, the application became abandoned on May 3, 2001.

37 CFR 1.137(b)(3) requires a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. If the statement contained in the instant petition varies from the language required by 37 CFR 1.137(b)(3), the statement contained in the instant petition is being construed as the statement required by 37 CFR 1.137(b)(3) and petitioner must notify the Office if this is **not** a correct interpretation of the statement contained in the instant petition.

In view of the renewed petition, no petition fee is unnecessary. Accordingly, the \$1,330.00 submitted with the renewed petition is being refunded to counsel's deposit account.

Telephone inquiries concerning this decision should be directed to Cheryl Gibson-Baylor at (703)308-5111.

The application file is being forwarded to Office of Initial Patent Examination for further processing.

Cheryl Gibson-Baylor  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy